

CHAPTER NO. 243

HOUSE BILL NO. 859

By Representative Brown

Substituted for: Senate Bill No. 926

By Senator Crutchfield

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 6, relative to child custody and visitation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-6-404(a), is amended by adding the following language as a new, appropriately designated subdivision:

(9) Specify that if the driver license of a parent is currently expired, canceled, suspended or revoked or if the parent does not possess a valid driver license for any other reason, the parent shall make acceptable transportation arrangements as may be necessary to protect and ensure the health, safety and welfare of the child when such child is in the custody of such parent.

SECTION 2. Tennessee Code Annotated, Section 36-6-502, is amended by adding the following language as a new, appropriately designated subsection:

(c) Notwithstanding any provision of law to the contrary, if the driver license of a parent is currently canceled, suspended or revoked pursuant to title 55, chapter 10, part 4, or title 55, chapter 50, part 5, and if such parent personally drives a motor vehicle to the location where he or she is scheduled to take custody of a child pursuant to a valid order of visitation or parenting plan, then the parent or other person having custody of the child may refuse to turn over custody of the child under the circumstances and such refusal shall not constitute a violation of subsection (a).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 19, 2003


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 3rd day of June 2003


PHIL BREDESEN, GOVERNOR